



Best Available Copy

In re Application of: _____

Application No.: _____

Filing Date: _____

Title: _____

Direct to:

Mail Stop MISSING PARTS
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Date_____
Signature_____
Typed or printed name

A Copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.**



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

NOTICE UNDER 37 CFR 1.251 - Pending Application

The file of the above-identified application cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☒ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Foreign Priority Document dated 07-01-2003

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

Alternatively, applicant may reply to this notice by producing applicant's record (if any) of all of the correspondence between the Office and the applicant for the above-identified application for the Office to copy (except for U.S. patent documents), and provide a statement that the papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), whether applicant is aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records. Such records must be brought to the Customer Service Center in the Office of Initial Patent Examination (Crystal Plaza 2, 2011 South Clark Place, Arlington, VA 22202).

If applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☐ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

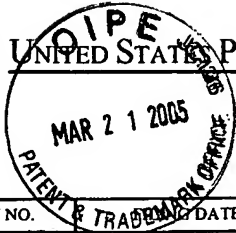
Direct the reply to this notice to:

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P.O. Box 1450
Alexandria, Virginia 22313-1450

Direct questions concerning this notice to:

James Murphy

(703) 305-6890



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APPLICATION NO.	FILED DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/611,735	07/01/2003	Daniel Warren Tapson	450110-04695	1344

7590 12/20/2004

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New York, NY 10151

EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 12/20/2004

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Please find below and/or attached an Office communication concerning this application or proceeding.



15539 U.S. PTO

10/611735

Serial No.

File No.

450110-04695

By WFF/sar

Title In the Patent Office Application of

Daniel Warren TAPSON

The following due 07/14/03 in the U.S. Patent Office, was received in the Patent Office

☐ Affidavit ☐ Declaration☐ Amendment☐ Preliminary Amendment☐ Amendment After Final Rejection☐ Request for Extension of Time☐ Provisional Patent Application☒ Application for Patent, including Abstract☒ 19 Pages Specification 19 Claims☒ Declaration ☒ Oath ☒ Power☐ Request for Filing Continuation or Divisional

Application — sheets, in duplicate

☐ File Wrapper Continuation Patent Application

— sheets, in duplicate

☐ PCT Request — sheets, including☐ Transmittal Letter to the US/RO☐ Assignment ☐ Recordation Cover Sheet☒ Express Mail Mailing Certificate☒ (separate sheet)☒ Check No. 27048 for \$ 750.-☐ Deposit Account Order Form☒ Drawing 8 Sheet(s)☒ Information Disclosure Statement☒ PTO Form 1449, w/ 2 Keys☐ Issue Fee Transmittal☐ Brief ☒ Letter☐ Application for TM Registration

Including — Specimens

☐ Status Request ☐ Notice of Appeal☐ Petition ☐ Response☒ Priority Document 0215513.3☐ Small Entity Declaration☒ Fee Transmittal Sheet

15539 U.S. PTO

10/611735

07/01/03

Via Express Mail #EV345018296 US on: 7/1/03